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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Enter - RWM
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In re Application of: Rodriguez-Cue

Serial No. 09/852,358

Filed: May 9, 2001

Confirmation No.: 4715

Examiner: Robert W. Morgan

Art Unit: 3626

For: **SYSTEM AND METHOD FOR PROVIDING WIRELESS, PAPERLESS MEDICAL CARE AND COMMUNICATION**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE TO FINAL REJECTION

The Office Action mailed November 8, 2006, included a copy of "Practice Today" information from the Internet, posted originally by Legacy Press. This information formed the core of the rejections made in the Office Action. The information includes a copyright notice dated 2000. The Action primarily relies on the disclosure of pages 2, 3, 5, 8 and 10 of the "Practice Today" printout. The Action also says that "Practice Today" adds information on the specifics of billing outlined in applicant's claims 47-50. The Office Action has made the rejection final.

The copy of page 2 of the "Practice Today" website attached to the Office Action is printed from the "Way Back" machine with a date that appears to be May 9, 2003, well after the 2001 filing date of applicant's patent application. The attached page from the Wayback machine's FAQ page makes clear that the date code on page two of the reference indicates that